

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



*I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to Commissioner of Patents and Trademarks, Washington, D.C. 20231 on September 12, 2001.*

*Margaret B. Sullivan*

Applicant : Alan Mikhak  
 Application No. : 09/706,360  
 Filed : November 2, 2000  
 Title : WIRELESS CABLE REPLACEMENT  
 SYSTEM

Grp./Div. : Not yet assigned  
 Examiner : Not yet assigned

Docket No. : 40596/CAG/B600

## DECLARATION IN SUPPORT OF PETITION UNDER 37 C.F.R. 1.47

Assistant Commissioner for Patents  
 Washington, D.C. 20231

Post Office Box 7068  
 Pasadena, CA 91109-7068  
 September 12, 2001

Commissioner:

I, Christopher C. Winslade, hereby declare:

1. I am outside legal counsel for Broadcom Corporation. I have been retained for the purpose of resolving with Alahyar Alan Mikhak an alleged dispute as to ownership of rights in the patent application identified above (hereafter the "Application").

2. By way of letter dated August 10, 2001, I informed James B. Hicks, legal counsel for Mr. Mikhak, of Mr. Mikhak's obligations to assign his rights in the Application to Broadcom Corporation. A true

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and correct copy of the August 10, 2001 letter is attached as Exhibit A.

3. Shortly thereafter, I caused a copy of a completed Declaration for the Application, along with a letter dated August 15, 2001, to be shipped to Mr. Hicks via Federal Express® with postage being charged to a corporate account number. In the August 15 letter, I informed Mr. Hicks that "[i]f we do not receive the properly executed originals of the enclosed documents by September 5, 2001, we will assume Mr. Mikhak refuses to sign, and will proceed accordingly." A true and correct copy of the August 15, 2001 letter and the Declaration is attached as Exhibits B and C, respectively.

4. As of the date of execution of this document given below, I have not received an executed Declaration from Mr. Mikhak in connection with the Application.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Date

9/12/01

By

  
Christopher C. Winslade